

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE:

Michael Daniel Gleba : Bankruptcy Case No. 21-10502-TPA  
*Debtor(s)* : Chapter 13

**PLAN CONFIRMATION ORDER**

**AND NOW**, this *13th* day of *July, 2022*, it is hereby **ORDERED, ADJUDGED**, and **DECREED**, with the consent of all the Parties in attendance, as follows:

**A** The Chapter 13 Plan dated *September 20, 2021*, except as modified herein as numbered, below, is **CONFIRMED** in accord with *11 USC 1325*. On the effective date of this Order, the Chapter 13 Trustee shall pay administrative, secured and priority creditors identified in the Plan. General unsecured creditors will not receive distributions at least until the government bar date has passed and the Chapter 13 Trustee has submitted a *Notice of Intention to Pay Claims* to the Court. The current Plan payment is **\$1,112**.

**1.** For the remainder of the Plan term, the periodic Plan payment is to be **\$490** as of *July, 2022*. Debtor(s)' counsel shall file a motion to amend the income attachment order within seven (7) days of the date of this Order. (A2)

**2.** The claims of the following creditors shall govern as to amount, classification and rate of interest (or as otherwise noted), unless the Debtor(s) successfully objects to the claim (A5):  
Claimant: **US Bank**. Claim Number: **3-2**

**3.** Debtor to immediately implement an ACH or TFS, whichever is applicable. (C25)

**B IT IS FURTHER ORDERED THAT THE FOLLOWING DEADLINES ARE ESTABLISHED:**

**1. Objections to the Plan:** This Order is effective as of the date indicated below. Pursuant to *Fed.R.Bankr.P. 2002(b)*, any party in interest with an objection to any provision of this Confirmation Order must file a written objection within the twenty-eight (28) day period following entry of this Order. Failure to timely object shall be deemed a waiver of all objections and an acceptance of the provisions of this confirmed Plan. The Trustee may only disburse funds pursuant to this confirmation order upon expiration of the foregoing twenty-eight (28) day period.

**2. Applications to retain brokers, sales agents, or other professionals.** If the Plan contemplates sales of assets or litigation proceeds as a source of funding, Debtor shall file motion(s) to employ the necessary professionals within thirty (30) days hereof.

**3. Review of Claims Docket and Objections to Claims.** Pursuant to *LBR 3021-1(c)(2)*, the Debtor or Debtor's attorney, if represented, shall review all proofs of claim filed and shall file objections to any disputed claims within ninety (90) days after the claims bar date or, for late filed or amended claims, within ninety (90) days after they are filed and served. Absent an objection, the proof of claim will govern as to the classification and amount of the claim. Objections filed after the ninety (90) days specified herein shall be deemed untimely.

**4. Motions or Complaints Pursuant to §§506, 507, or 522.** All actions to determine the priority, avoidability, or extent of liens, all actions pursuant to *11 U.S.C. §§506, 507 and 522* shall be filed within ninety (90) days after the claims bar date.

**5. Filing Amended Plans.** Within fourteen (14) days after the Bankruptcy Court resolves the priority, avoidability, or extent of a lien, or any objection to claim, the Debtor(s) shall file an amended Plan to provide for the allowed amount of the claim if the allowed amount differs from the amount stated in the Plan. Debtor(s) shall also file an amended Plan within thirty (30) days after the claims bar date(s) in the event that no objection is filed and the claim(s)

as filed causes the Plan to be underfunded.

**C IT IS FURTHER ORDERED THAT:**

1. Plan terms are subject to the resolution of: timely but yet to be filed claims including government claims; all actions to determine the avoidability, priority or extent of liens, including determination of the allowed amount of secured claims under 11 U.S.C. §506, disputes over the amount and allowance of claims entitled to priority under 11 U.S.C. §507, and all objections to claims.

2. Following payment of allowed secured and priority claims the allowed claims of general unsecured creditors shall be paid from available funds on a pro rata basis, which may represent an increase or decrease in the amount projected in the Plan.

3. After the claims objection deadline, the Plan shall be deemed amended to conform to the claims filed or otherwise allowed. If the Plan expressly modified the terms of payment to any creditor pursuant to 11 U.S.C. §1322(b)(2), nothing in this Order shall be construed to change the payment terms established in the Plan.

4. Any creditor who files or amends a proof of claim shall serve a copy on the Debtor(s) or counsel for the Debtor(s).

5. Any creditor whose payment changes due to variable interest rates, change in escrow, or change in monthly payments, shall notify the Trustee, Debtor(s)' Counsel and Debtor(s) at least twenty-one (21) days prior to the change taking effect.

6. Debtor(s) shall file an Amended Schedule I and/or J in the event of:

(a) Household income increases by 10% or more over most the recently filed Schedule I, because of new employment, promotion, or otherwise.

(b) A reduction in payroll withholding (including any Domestic Support Obligation and retirement loan(s) repayments), or a 10% or more reduction of any line item expense on Schedule J.

(c) Any indicated increase in disposable income as a result of an increase in income or decrease in payroll withholding or Schedule J expense (and the fund created for the benefit of general Unsecured Creditors) is retroactive to the date of the payoff of the obligation, decrease in expense, or increase in household income.

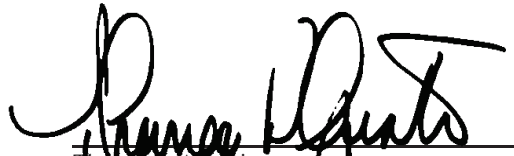
7. Debtor(s) shall provide Trustee annual tax returns and statements of income and expenses, in accordance with Section 521(f) and (g), and shall file an amended plan reflecting any increase in disposable income retroactive to date of increase.

8. Debtor's counsel must file a fee application in accordance with *W.P.A.LBR 2016-1* before attorney fees in excess of the "no look" provision (including retainer) will be allowed or paid.

9. The Trustee shall file a *Certificate of Default and Request for Dismissal* of the case in the event of a material Plan default. If the default involves failure to make a plan payment the case will result in dismissal without further hearing upon filing and service of an *Affidavit of Default* by the Trustee. The Trustee is not precluded from raising preconfirmation defaults in any subsequent motion to dismiss.

10. In the event that any order is entered in this case granting relief from the automatic stay to a secured creditor, then the Trustee shall make no further disbursements to any creditor on account of any secured claim that is secured by the subject property, unless directed otherwise by further Order of Court.

11. Any prior Confirmation Order entered in this matter is *VACATED*.

  
Thomas F. Agresti  
United States Bankruptcy Judge nms

cc: All Parties in interest to be served by Clerk immediately

In re:  
Michael Daniel Gleba  
Debtor

Case No. 21-10502-TPA  
Chapter 13

## CERTIFICATE OF NOTICE

District/off: 0315-1  
Date Rcvd: Jul 13, 2022

User: auto  
Form ID: pdf900

Page 1 of 3  
Total Noticed: 34

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
++	Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. § 342(f)/Fed. R. Bank. P. 2002(g)(4).
^	Addresses marked '^' were sent via mandatory electronic bankruptcy noticing pursuant to Fed. R. Bank. P. 9036.

### Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 15, 2022:

Recip ID	Recipient Name and Address
db	+ Michael Daniel Gleba, 12936 McGahen Hill Road, Waterford, PA 16441-8802
sp	Donald R. Calaiaro, Calaiaro Valencik, 938 Penn Avenue, Suite 501, Pittsburgh, PA 15222-3708
cr	+ Fay Servicing, LLC as servicer for U.S. Bank Trust, c/o Friedman Vartolo, LLP, 1325 Franklin Avenue, Suite 160, Garden City, NY 11530-1631
15412182	+ ADS/Comenity/LegndPine, P.O. Box 182789, Columbus, OH 43218-2789
15409596	+ America's Wholesale Lender, P.O. Box 660694, Dallas, TX 75266-0694
15409597	+ America's Wholesale Lender, 730 Holiday Drive, 4th Floor, Building 8, Pittsburgh, PA 15220-2748
15409598	+ Caitlin M. Donnelly, Esquire, KML Law Group PC, 701 Market Street, Suite 5000, Philadelphia, PA 19106-1541
15409600	+ City of Erie, Muncipal Building, 626 State Street, Erie, PA 16501-1128
15409601	Countrywide Home Loans, Inc., MS SV-79 Document Processing, P.O. Box 10423, Van Nuys, CA 91410-0423
15409602	Discover, P.O. Box 742655, Cincinnati, OH 45274-2655
15409603	+ Elizabeth B. Lund, c/of David J. Rhodes, Esquire, 456 West Sixth Street, Erie, PA 16507-1216
15465437	+ FRIEDMAN VARTOLO, LLP, Attorneys for Fay Servicing, LLC, as servicer for U.S. Bank Trust N.A., 1325 Franklin Avenue, Suite 160, Garden City, NY 11530-1631
15409605	+ Fay Servicing LLC, 425 S. Financial Place, Chicago, IL 60605-1000
15409606	+ Gerald J. Villella, Esquire, 731 French Street, Erie, PA 16501-1207
15409607	+ John J. Shimek, Esquire, 345 West Sixth Street, Erie, PA 16507-1244
15409608	+ LSRMF MH Master Participation Trust II, 300 Delaware Avenue, 9th Floor, Wilmington, DE 19801-1607
15419389	++ MCCALLA RAYMER LEIBERT PIERCE LLC, ATTN ATTN WENDY REISS, 1544 OLD ALABAMA ROAD, ROSWELL GA 30076-2102 address filed with court., U.S. Bank Trust National Association, not in its i, c/o McCalla Raymer Leibert Pierce, LLC, Bankruptcy Department, 1544 Old Alabama Road, Roswell, GA 30076
15409609	Mortgage Electronic Registration, Systems, Inc., P.O. Box 2026, Flint, MI 48501-2026
15409611	+ Saint Vincent Hospital, 232 West 25th Street, Erie, PA 16544-0001
15412204	Sallie Mae, P.O. Box 3329, Wilmington, DE 19804-4319

TOTAL: 20

### Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ Email/PDF: rmscedi@recoverycorp.com	Jul 13 2022 23:47:03	PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
15412187	+ Email/PDF: AIS.cocard.ebn@aisinfo.com	Jul 13 2022 23:47:00	Capital One Bank (USA), N.A./GM Card, P.O. Box 30281, Salt Lake City, UT 84130-0281
15412190	Email/Text: BNC-ALLIANCE@QUANTUM3GROUP.COM	Jul 13 2022 23:41:00	Comenity Bank, Bankruptcy Dept., P.O. Box 182273, Columbus, OH 43218-2273
15412193	Email/Text: mrdiscen@discover.com	Jul 13 2022 23:41:00	Discover Card, P.O. Box 15316, Wilmington, DE 19850
15410939	Email/Text: mrdiscen@discover.com	Jul 13 2022 23:41:00	Discover Bank, Discover Products Inc, PO Box 3025, New Albany, OH 43054-3025
15409604	Email/Text: ECF@fayservicing.com	Jul 13 2022 23:41:00	Fay Servicing LLC, 8001 Woodland Center Blvd., Suite 100, Tampa, FL 33614
15486122	Email/Text: ECF@fayservicing.com		

District/off: 0315-1

User: auto

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Date Rcvd: Jul 13, 2022

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Total Noticed: 34

		Jul 13 2022 23:41:00	Fay Servicing, LLC, P.O. Box 814609, Dallas, TX 75831
15409599	Email/PDF: ais.chase.ebn@aisinfo.com	Jul 13 2022 23:47:00	Chase, P.O. Box 15123, Wilmington, DE 19850-5123
15412199	Email/PDF: ais.chase.ebn@aisinfo.com	Jul 13 2022 23:47:08	JPMCB Card, P.O. Box 15369, Wilmington, DE 19850
15419389	Email/Text: BankruptcyECFMail@mccalla.com	Jul 13 2022 23:41:00	U.S. Bank Trust National Association, not in its i, c/o McCalla Raymer Leibert Pierce, LLC, Bankruptcy Department, 1544 Old Alabama Road, Roswell, GA 30076
15409610	+ Email/Text: nsm_bk_notices@mrcooper.com	Jul 13 2022 23:41:00	Nationstar Mortgage LLC d/b/a, Mr. Cooper, 8950 Cypress Waters Blvd., Coppell, TX 75019-4620
15430423	Email/Text: bnc-quantum@quantum3group.com	Jul 13 2022 23:41:00	Quantum3 Group LLC as agent for, Comenity Bank, PO Box 788, Kirkland, WA 98083-0788
15409985	+ Email/PDF: gecsedl@recoverycorp.com	Jul 13 2022 23:47:00	Synchrony Bank, c/o of PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
15409612	^ MEBN	Jul 13 2022 23:41:08	U.S. Bank N.A., Trustee/LSRMF MH Master Participation, Trust II c/of Fay Servicing LLC, P.O. Box 814609, Dallas, TX 75381-4609
15431154	^ MEBN	Jul 13 2022 23:41:10	U.S. Bank Trust National Association, PO Box 814609, Dallas, TX 75381-4609

TOTAL: 15

## BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		U.S. Bank Trust National Association, not in its i
15412185		Angela Gleba
cr	*P++	MCCALLA RAYMER LEIBERT PIERCE LLC, ATTN ATTN WENDY REISS, 1544 OLD ALABAMA ROAD, ROSWELL GA 30076-2102, address filed with court.; U.S. Bank Trust National Association, not in its i, c/o McCalla Raymer Leibert Pierce, LLC, Bankruptcy Department, 1544 Old Alabama Road, Roswell, GA 30076
15412183	*+	America's Wholesale Lender, P.O. Box 660694, Dallas, TX 75266-0694
15412184	*+	America's Wholesale Lender, 730 Holiday Drive, 4th Floor, Building 8, Pittsburgh, PA 15220-2748
15412186	*+	Caitlin M. Donnelly, Esquire, KML Law Group PC, 701 Market Street, Suite 5000, Philadelphia, PA 19106-1541
15412189	*+	City of Erie, Municipal Building, 626 State Street, Erie, PA 16501-1128
15412191	*	Countrywide Home Loans, Inc., MS SV-79 Document Processing, P.O. Box 10423, Van Nuys, CA 91410-0423
15412192	*	Discover, P.O. Box 742655, Cincinnati, OH 45274-2655
15412194	*+	Elizabeth B. Lund, c/of David J. Rhodes, Esquire, 456 West Sixth Street, Erie, PA 16507-1216
15412195	*P++	FAY SERVICING LLC, P O BOX 814609, DALLAS TX 75381-4609, address filed with court.; Fay Servicing LLC, 8001 Woodland Center Blvd., Suite 100, Tampa, FL 33614
15412196	*+	Fay Servicing LLC, 425 S. Financial Place, Chicago, IL 60605-1000
15412197	*+	Gerald J. Villella, Esquire, 731 French Street, Erie, PA 16501-1207
15412188	*P++	JPMORGAN CHASE BANK N A, BANKRUPTCY MAIL INTAKE TEAM, 700 KANSAS LANE FLOOR 01, MONROE LA 71203-4774, address filed with court.; Chase, P.O. Box 15123, Wilmington, DE 19850-5123
15412198	*+	John J. Shimek, Esquire, 345 West Sixth Street, Erie, PA 16507-1244
15412200	*+	LSRMF MH Master Participation Trust II, 300 Delaware Avenue, 9th Floor, Wilmington, DE 19801-1607
15412201	*	Mortgage Electronic Registration, Systems, Inc., P.O. Box 2026, Flint, MI 48501-2026
15412202	*+	Nationstar Mortgage LLC d/b/a, Mr. Cooper, 8950 Cypress Waters Blvd., Coppell, TX 75019-4620
15412203	*+	Saint Vincent Hospital, 232 West 25th Street, Erie, PA 16544-0001
15412205	*	U.S. Bank N.A., Trustee/LSRMF MH Master Participation, Trust II c/of Fay Servicing LLC, P.O. Box 814609, Dallas, TX 75381-4609

TOTAL: 2 Undeliverable, 18 Duplicate, 0 Out of date forwarding address

## NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities

District/off: 0315-1

User: auto

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Date Rcvd: Jul 13, 2022

Form ID: pdf900

Total Noticed: 34

in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Jul 15, 2022

Signature: /s/Gustava Winters

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## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 13, 2022 at the address(es) listed below:

Name	Email Address
Brian Nicholas	on behalf of Creditor U.S. Bank Trust National Association not in its individual capacity, but solely as Trustee of LSF10 Master Participation Trust bnicholas@kmlawgroup.com
Lauren Moyer	on behalf of Creditor Fay Servicing LLC as servicer for U.S. Bank Trust National Association, not in its individual capacity, but solely as Trustee of LSRMF MH Master Participation Trust lmoyer@friedmanvartolo.com, bankruptcy@friedmanvartolo.com
Michael S. Jan Janin	on behalf of Debtor Michael Daniel Gleba mjanjanin@quinnfirm.com mboni@quinnfirm.com;mtrayer@quinnfirm.com;gbeeko@quinnfirm.com;quinnbankruptcy2022@gmail.com
Office of the United States Trustee	ustpreion03.pi.ecf@usdoj.gov
Ronda J. Winnecour	cmecf@chapter13trusteewdpa.com

TOTAL: 5